

MAR 13 2019

MITCHELL R. ELFERS
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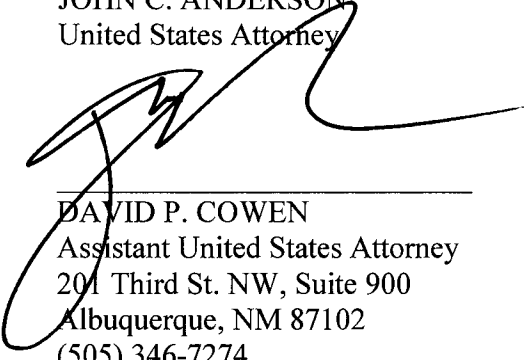
Defendant.

Cr. No. 18-CR-04166-JB

1. On or about September 6, 2017, on BIA Route Road 122, at approximately mile post 2.1, in Ramah, New Mexico, which is within the exterior boundaries of the Navajo Nation, and therefore Indian Country as defined by Federal Law, Defendant was driving a vehicle while under the influence of alcohol.
2. Defendant and Jane Doe, along with their brother, were drinking alcohol throughout the day.
3. Defendant and Jane Doe are enrolled members of the Navajo Nation and “Indians” as defined by federal law.
4. In addition to operating the vehicle while under the influence of alcohol, Defendant was also speeding well above the posted speed limit of 30 miles per hour when he lost control of the vehicle and it crashed.
5. As a result of the manner in which Defendant was driving, Jane Doe was ejected from the vehicle and she died.

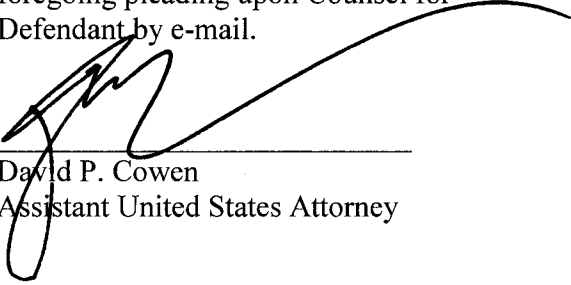
Respectfully submitted,

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I certify that I served a copy of the
foregoing pleading upon Counsel for
Defendant by e-mail.



David P. Cowen
Assistant United States Attorney